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**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF ARIZONA**  
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9 Edmond Gasaway,

No. CV-13-00378-TUC-RCC

10 Petitioner,

**ORDER**

11 v.

12 Louis W Winn,

13 Defendant.  
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15 Pending before the Court is a Report and Recommendation (“R & R”) prepared by  
16 Magistrate Judge Charles R. Pyle. Doc. 27. Magistrate Judge Pyle recommends that the  
17 Court denies Petitioner Edmond Gasaway’s petition for a writ of habeas corpus pursuant  
18 to 28 U.S.C. § 2241. No objections have been filed. For the foregoing reasons, the Court  
19 shall adopt the R & R.

20 The duties of the district court, when reviewing a R & R of a Magistrate Judge, are  
21 set forth in Rule 72(b) of the Federal Rules of Civil Procedure and 28 U.S.C. § 636(b)(1).  
22 The district court may “accept, reject, or modify, in whole or in part, the findings or  
23 recommendations made by the magistrate judge.” Fed.R.Civ.P. 72(b), 28 U.S.C. §  
24 636(b)(1). In the absence of a timely objection, the Court “need only satisfy itself that  
25 there is no clear error on the face of the record in order to accept the recommendation.”  
26 Fed.R.Civ.P. 72(b), Advisory Committee Notes (1983); *see also United States v. Reyna-*  
27 *Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003).

28 The factual background in this case is thoroughly detailed in Magistrate Judge

1 Pyle's R & R. This Court fully incorporates by reference the Background and Discussion  
2 sections of the R & R into this Order.

3 After reviewing the R & R, the Court finds no clear error and fully adopts  
4 Magistrate Judge Pyle's R & R.

5 Accordingly,

6 **IT IS HEREBY ORDERED** that Magistrate Judge Pyle's Report and  
7 Recommendation is **adopted**. Petitioner Gasaway's petition is **denied**. Doc. 27.

8 **IT IS FURTHER ORDERED** that the Clerk of Court is directed to close the  
9 case.

10 Dated this 29th day of July, 2016.



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14 Raner C. Collins  
15 Chief United States District Judge  
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